SINGLE BENCH

(1)

(3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

CHHATTISGARH

WRIT PETITION No. 97 /2006

PETITIONERS

1. Abdul Mannan, S/o. Late Abdulla Khan.
2. Mst. Rana Parween, d/o. Late Abdulla Khan.

Both resident of Village Sargaon, Tah. Mungeli, Distt. Bilaspur (C.G).

P.R. No. 98/56 Presented by Sri L.P.Dubey dated 5/1/06

VERSUS

RESPONDENTS

1. Abdul Rahim Khan, S/o. Late Hazi Md.Masood Khan.
2. Abdul Rahman Khan, s/o. Abdul Rahim Khan
3. Abdul Hamid Khan, S/o. Abdul Rahim Khan.
4. Mohammad Masood Khan, S/o. Abdul Rahim Khan.
5. Fatima Begum, D/o. Abdul Rahim Khan.

All 1 to 5 resident of Juni Line, Bilaspur, Distt. Bilaspur (C.G.).

6 Board of Revenue Through Secretary Revenue Department

Amended as per order of the court dated 9/1/06

WRIT PETITION UNDER ARTICLE 226/227 OF THE

XI-HC-78

(289)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W. P. No. 97/06 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
ord.	15.02.2007 Mr. L.P. Dubey, counsel for the petitioners. Ms. Hamida Siddique, counsel for the respondents No. 1 to 5. Learned counsel appearing for the parties jointly submits that under Section 49 of the C.G. Land Revenue Code, 1959, the Board of Revenue has no power to remit back the matter for fresh decision in exercise of his power under Section 49. According to the learned counsel appearing for the parties, the Board of Revenue can decide itself after hearing the parties, if necessary by taking additional evidence and documents on record. Accordingly, this matter is remitted back to the Board of Revenue for considering in accordance with law as per the statutory proviso of Section 49 of C.G. Land Revenue Code, 1959. Sd/- S.K. Agnihotri Judge	

Subhash

P.T.O.

28.2.7 24.3.07 B 22/3/07